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JUN 21 1995

FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

FEB 14, 1991

IN REPLY REFER TO:

DOCKET FILE COPY ORIGINAL

CC 95-93

Michael D. Paul
Reid & Priest
701 Pennsylvania Avenue, NW
Washington, DC 20004

Dear Mr. Paul:

On February 6, 1991, you filed, on behalf of Duke Power Company (Duke Power), a motion for an extension of time to reply to the complaint filed by Telecable of Spartanburg, Inc. and Telecable of Greenville, Inc. in Commission proceeding PA 91-002. Specifically, you request an extension of twenty-eight days, which will give you until March 13, 1991, to respond.

You state that the extension of time is necessary because you were not aware of the complaint and did not receive a copy of the complaint and exhibits until February 4, 1991. Further, you note that in order to coordinate an appropriate response to the issues raised in this complaint, an extension of time is needed.

It is not this Commission's practice to grant motions for extension of time routinely. However, based on your representation that an extension of time will allow you to compile information to address the issues in this proceeding, I am granting an extension to February 21, 1991, to file a reply in the above proceeding. I believe that this extension of time will adequately suit your needs since the complaint in this case is similar to recently filed complaints against Duke Power. Therefore, I do not anticipate any further extensions of time for filing pleadings in this proceeding.

Sincerely,

Kenneth P. Moran

Kenneth P. Moran

Chief,

Accounting and Audits Division

cc: All parties

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

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FEB - 6 1991

Federal Communications Commission
Office of the Secretary

In the Matter of)
)
TeleCable of Spartanburg, Inc.,)
TeleCable of Greenville, Inc.,)
)
Complainants,)
)
v.)
)
Duke Power Company,)
)
Respondent.)

File No. PA90-

PA 91-002

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

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To: The Common Carrier Bureau

MOTION OF DUKE POWER COMPANY
FOR EXTENSION OF TIME

In accordance with Sections 1.46 and 1.1407 of the Commission's Rules and Regulations, 47 C.F.R. §§ 1.46 and 1.1407, Duke Power Company (Duke), by its attorneys, hereby requests that the date by which Duke is required to respond to the Complaint filed against it by TeleCable of Spartanburg, Inc. and TeleCable of Greenville, Inc. (Complainants) be extended twenty-eight (28) days, to Wednesday, March 13, 1991. In support of this motion, Duke states the following:

The Complaint in this proceeding, filed January 14, 1991, seeks a determination from the Commission that the rate charged Complainant by Duke exceeds the just and reasonable rate permitted by Section 224 of the Federal Communications Act, 47 U.S.C. § 224 (1934, as amended).

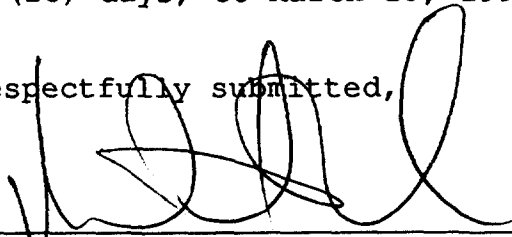
In accordance with Section 1.1407, Duke has 30 days in which to respond. Such response must contain detailed information addressing the issues presented by Complainants and those raised by their filing.

Duke's efforts to respond in a timely fashion are hampered because undersigned counsel was not aware of this matter and did not receive a copy of the Complaint and Exhibits until February 4, 1991.

Due to the issues raised in the Complaint, and the need to coordinate an appropriate response, Duke requests that the thirty day time period be extended by twenty-eight days, until March 13, 1991.

WHEREFORE, for the foregoing reasons, Duke Power Company requests that the Commission extend the time in which to respond to the Complaint by twenty-eight (28) days, to March 13, 1991.

Respectfully submitted,



Michael W. Faber
Michael D. Paul
Reid & Priest
701 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
(202) 508-4000

Attorneys for Duke Power Company

February 6, 1991

CERTIFICATE OF SERVICE

I hereby certify that I have this 6th day of February, 1991, served, by hand or by first class U.S. mail, postage prepaid, a copy of the foregoing Motion upon the following persons:

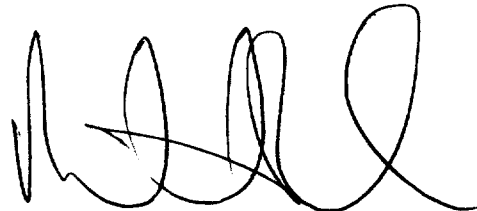
John T. Curry, Chief
Accounting Systems Branch
Accounting and Audits Division
Common Carrier Bureau
Federal Communications Commission
2000 L Street, N.W.
Room 812
Washington, D.C. 20554

Richard M. Firestone, Chief
Common Carrier Bureau
Federal Communications Commission
1919 M Street, N.W.
Room 500
Washington, D.C. 20554

Paul Glist
Cole Raywid & Braverman
1919 Pennsylvania Avenue, N.W.
Suite 200
Washington, D.C. 20006

Federal Energy Regulatory Commission
825 North Capitol Street, N.E.
Washington, D.C. 20426

South Carolina Public Service Commission
P.O. Drawer 11649
Columbia, South Carolina 29211

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke at the end, positioned above a horizontal line.

Michael D. Paul

Counsel for Duke Power Company

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of
TELECABLE OF SPARTANBURG, INC.; and
TELECABLE OF GREENVILLE, INC.,

Complainants,

v.

DUKE POWER COMPANY,

Respondent.

File No. PA-90-____

91-00,2

TO: The Common Carrier Bureau

**COMMENTS ON MOTION OF DUKE POWER COMPANY
FOR EXTENSION OF TIME**

The Complaint in this case is a "clone" of the Complaint filed by TeleCable of Piedmont, to which Duke has already Responded, and to the Complaint filed by Cencom, to which Duke has requested an extended Response deadline of February 21, 1991.

We suggest that the Response date in this case be set at February 21, 1991. This will provide ample time for Duke to assure the substantial identity of the Complaints.

If this suggestion is not agreed to, we may seek procedural protections from the Commission to avoid filing our Reply before Duke has filed its Response and to permit prompter combined processing of these related cases.

- 2 -

Respectfully submitted,

TELECABLE OF SPARTANBURG, INC. and
TELECABLE OF GREENVILLE, INC.

By



Paul Glist

COLE, RAYWID & BRAVERMAN
1919 Pennsylvania Avenue, N.W.
Washington, D.C. 20006
(202) 659-9750

Its Attorney

Dated: February 11, 1991

CERTIFICATE OF SERVICE

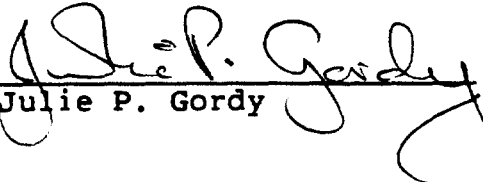
I hereby certify that copies of the foregoing "Comments on Motion of Duke Power Company for Extension of Time" were properly mailed, postage prepaid, this 11th day of February, 1991, to the following:

Duke Power Company
P. O. Box 33189
Charlotte, NC 28242
Attn: Rowe Hass

Federal Energy Regulatory Commission
825 North Capitol Street, N.E.
Washington, DC 20426

South Carolina Public Service Commission
P. O. Drawer 11649
Columbia, SC 29211

- * John T. Curry, Chief
Accounting Systems Branch
Accounting and Audits Division
Common Carrier Bureau
Federal Communications Commission
2000 L Street, N.W.
Room 812
Washington, D.C. 20554
- * Michael D. Paul
Reid & Priest
701 Pennsylvania Ave., N.W.
Washington, D.C. 20004
- * Stephen Steckler
Accounting Systems Branch
Accounting and Audits Division
Common Carrier Bureau
Federal Communications Commission
2000 L Street, N.W.
Room 812
Washington, D.C. 20554


Julie P. Gordy

* By Hand Delivery